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PATENT
ATTORNEY DOCKET NO. 00786/292002

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Samuel I. Miller
Serial No.: 09/068,804
Filed : May 14, 1998
Title : SALMONELLA SECRETED PROTEINS AND USES THEREOF

Int'l Appln. No.: PCT/US96/18504
Int'l Filing Date: November 14, 1996

Box PCT
Assistant Commissioner for Patents
Washington, DC 20231

Attention: Application Branch

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS OF APPLICATION

Responsive to the Notification of Missing Requirements
35 U.S.C. 371 in the United States Designated/Elected Office
(DO/EO/US) mailed September 18, 1998 (a copy of which is
enclosed), Applicant as a small entity submits herewith the
following:

A Combined Declaration and Power of Attorney in
compliance with 37 CFR 1.63.

Payment of the surcharge of \$65.00 for late
filing of the declaration.

Verified Statement (Declaration) Claiming Small Entity
Status (37 CFR 1.9(f) and 1.27(d)) - Nonprofit
Organization.

It is understood that this perfects the application and
no additional papers or filing fees are required.

10/21/1998 PVOLPE 00000060 09068804

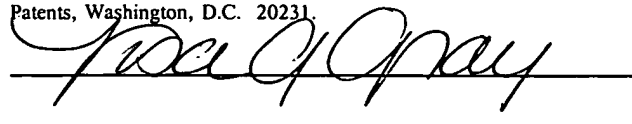
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Date of Deposit October 19, 1998

I hereby certify under 37 CFR 1.10 that this correspondence is being
deposited with the United States Postal Service as "Express Mail
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indicated above and is addressed to the Assistant Commissioner for
Patents, Washington, D.C. 20231.



If there are any other charges, or any credits, please
apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

10/19/98

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335519.B11



UNITED STATES DEPARTMENT OF COMMERCE
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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/068804	MILLER	S 00786/292002

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SEP 20 1998

INTERNATIONAL APPLICATION NO.
PCT/US96/18504

I.A. FILING DATE: 14 NOV 96
PRIORITY DATE: 14 NOV 95

DATE MAILED: 18 SEP 1998

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
- ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
 - ☐ a non-English language.
 - ☒ English.
- ☐ Translation of the international application into English.
- ☒ Oath or Declaration of inventors(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.
- ☒ Preliminary amendment(s) filed 14 MAY 1998 and _____
- ☐ Information Disclosure Statement(s) filed _____ and _____
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____
- ☐ Verified Statement Claiming Small Entity Status.
- ☐ Priority Document.
- ☒ Copy of the International Search Report ☐ and copies of the references cited therein.
- ☐ Other:

Processed By: [Signature]
Action Code: PCT 2 M [Signature]
Base Date: 9-18-98
Due Date: 10-18-98
Deadline: 3-18-99
Initials: MR
Record:

10-18-98
3-18-99
MR

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 - ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 - ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
 - ☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 - ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

- 4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
- 5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

- Enclosed:
- ☒ PCT/DO/EO/917
 - ☐ Notice of Defective Translation
 - ☐ PTO-875
- FORM PCT/DO/EO/905 (December 1997)

[Signature]
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Telephone: 703-308-9117

BEST AVAILABLE COPY